

**House File 371 - Reprinted**

HOUSE FILE 371  
BY COMMITTEE ON COMMERCE

(SUCCESSOR TO HSB 119)

(As Amended and Passed by the House March 17, 2015)

**A BILL FOR**

1 An Act relating to allowable disclosures of radon testing  
2 results.  
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1     Section 1. Section 136B.2, subsection 1, paragraph b, Code  
2 2015, is amended to read as follows:

3     *b.* A person shall not disclose to any other person, except  
4 to the department, the results of a test or the address or  
5 the name of the owner of a nonpublic building that the person  
6 tested for the presence of radon gas and radon progeny, unless  
7 the owner of the building waives, in writing, this right of  
8 confidentiality. However, a person certified or credentialed  
9 pursuant to section 136B.1 may disclose the results of a test  
10 performed by the person for the presence of radon and radon  
11 progeny to a potential buyer of a nonpublic building when  
12 an offer to purchase has been presented by the buyer and if  
13 the potential buyer paid for the testing. Any test results  
14 disclosed shall be results of a test performed within the five  
15 years prior to the date of the disclosure.

16     Sec. 2. Section 136B.2, subsection 2, Code 2015, is amended  
17 to read as follows:

18     2. *a.* Notwithstanding the requirements of this section,  
19 disclosure to any person of the results of a test performed  
20 on a nonpublic building for the presence of radon gas and  
21 radon progeny is not required if the results do not exceed the  
22 currently established United States environmental protection  
23 agency action guidelines, except as required during a real  
24 estate transaction pursuant to section 558A.4, subsection 2.

25     *b.* A person who tests a nonpublic building which the person  
26 owns is not required to disclose to any person the results of  
27 a test for the presence of radon gas or progeny if the test  
28 is performed by the person who owns the nonpublic building,  
29 except as required during a real estate transaction pursuant to  
30 section 558A.4, subsection 2.